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- (b) at the time of sale, there is a current certificate of conformity that applies to the relevant item recorded in the national register.
- (2) For the purpose of the sale, the type of level 3 in-scope electrical equipment is not required to be registered.
- (3) Subsection (2) applies despite any other provision of this part.
- (4) In this section—

*relevant item* means a plug, flexible supply cord or appliance connector, as defined in the defining standard.

#### Division 4 Evidence of compliance with relevant standards

##### Subdivision 1 Level 1 in-scope electrical equipment

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##### Responsible supplier to keep evidence

- (1) This section applies to a responsible supplier of a type of level 1 in-scope electrical equipment who sells an item of the type.
- (2) The responsible supplier must, for the prescribed period, keep documentary evidence, in English, proving that items of the type meet the relevant standard for the type as in force—
- (a) if the responsible supplier is a manufacturer of the type—at the time the item was manufactured by the responsible supplier; or
- (b) if the responsible supplier is an importer of the type—at the time the item was imported by the responsible supplier.

Maximum penalty—40 penalty units.

*Note—*

It is the responsibility of the responsible supplier to ascertain the relevant standard applying to the type under section 97C.

- (4) Also, if a type of in-scope electrical equipment is level 1, 2 or 3 in-scope electrical equipment, each item of the family of the type is also level 1, 2 or 3 in-scope electrical equipment.

**97C Meaning of relevant standard for level 1 in-scope electrical equipment**

- (1) The *relevant standard* for a type of level 1 in-scope electrical equipment is—

- AS4777-2.
- (a) if there is a Standards Australia or joint Standards Australia and Standards New Zealand standard that applies specifically to the type—that standard together with AS/NZS3820, (Essential safety requirements for electrical equipment); or
- (b) if there is not a Standards Australia or joint Standards Australia and Standards New Zealand standard that applies specifically to the type and there is an IEC standard that applies specifically to the type—the IEC standard together with AS/NZS3820; or
- (c) if neither paragraph (a) nor (b) applies—AS/NZS3820.

- (2) In this section—

*IEC standard* means an International Electrotechnical Commission standard.

**97D Meaning of relevant standard for level 2 or 3 in-scope electrical equipment**

- (1) A standard is a *relevant standard* for a type of level 2 or 3 in-scope electrical equipment if it is a standard—
- (a) shown in the defining standard as the relevant standard for the type, and the standard can be readily applied to the type; or
- (b) accepted by the chief executive as a standard that can be readily applied to the type; or
- (c) accepted under a corresponding law as a standard that can be readily applied to the type.

